

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TENNESSEE
GREENEVILLE DIVISION**

B.P., et al.,

Plaintiffs,

v.

No: 2:23-cv-00071-TRM-JEM

CITY OF JOHNSON CITY, TENNESSEE, et al.,

Defendants.

**STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINES TO FILE
REPLY IN SUPPORT OF MOTION FOR LEAVE TO FILE THIRD AMENDED
COMPLAINT (ECF 419) AND RESPONSE TO NON-PARTY KEVIN PETERS'
SUPPLEMENTAL BRIEFING PURSUANT TO DE 450 (ECF 465)**

Plaintiffs, B.P., H.A., and S.H., individually and on behalf of all others similarly situated, and Defendants City of Johnson City, Tennessee, Karl Turner, Toma Sparks, and Jeff Legault in their individual capacities, and Non-Parties Kevin Peters and Justin Jenkins (collectively, the “Parties”), by and through their respective counsel of record, hereby enter into the stipulation below with reference to the following facts:

WHEREAS, the Parties are continuing to engage in settlement negotiations;

WHEREAS, Plaintiffs are currently scheduled to file their Reply in support of their Motion for Leave to File Third Amended Complaint (ECF 419) (“Reply”) on January 6, 2025 and their Response in Opposition to Sparks’ Motion for a Protective Order and/or Motion to Quash (ECF 469) (“Response”) on January 10, 2025;

WHEREAS, Defendant Sparks is currently scheduled to file his Reply in Support of his Motion for a Protective Order and/or Motion to Quash on January 17, 2025;

WHEREAS, Defendant City of Johnson City is currently scheduled to file its Responses to Plaintiffs' Sixth Set of Interrogatories and Twelfth Set of Requests for Production on January 10, 2025;

WHEREAS, the Parties are currently scheduled to disclose expert testimony on January 13, 2025 and rebuttal expert testimony on February 10, 2025;

WHEREAS, in light of the continued settlement negotiations in this matter, the Parties agree to stay these deadlines for twenty-one (21) days; and

WHEREAS, the Parties propose to provide an update to the Court by way of a status report filed no later than January 21, 2025, advising on the status of the settlement and proposal for revised case deadlines as appropriate based on that status;

THEREFORE, the Parties, by and through their undersigned counsel of record, hereby STIPULATE and request the Court enter an order:

1. All deadlines in this matter are stayed for twenty-one days (21):
 - a. Plaintiffs' Reply in support of their Motion for Leave to File Third Amended Complaint (ECF 419) is extended to January 27, 2025.
 - b. Plaintiffs' Response in Opposition to Sparks' Motion for a Protective Order and/or Motion to Quash (ECF 469) is extended to January 31, 2025.
 - c. Defendant Sparks's Reply in Support of his Motion for a Protective Order and/or Motion to Quash is extended to February 7, 2025.
 - d. Defendant City of Johnson City Responses to Plaintiffs' Sixth Set of Interrogatories and Twelfth Set of Requests for Production are extended to January 31, 2025.

- e. Parties disclosure of expert testimony is extended to February 3, 2025 and rebuttal expert testimony is extended to March 3, 2025.
 - f. The matter will be otherwise stayed for 21 days.
2. The Parties will file a status report no later than January 21, 2025, advising on the status of the settlement and proposal for revised case deadlines as appropriate based on that status.

IT IS SO STIPULATED.

Dated January 3, 2025.

Respectfully submitted,

/s/ Julie C. Erickson

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Counsel for Non-Party Kevin Peters in his individual Capacity

[PROPOSED] ORDER

Pursuant to the foregoing Stipulation and for the good cause shown, it is hereby

ORDERED:

1. All current deadlines in this matter are stayed for twenty-one (21) days in accordance with the motion as follows:
 - a. Plaintiffs' Reply in support of their Motion for Leave to File Third Amended Complaint (ECF 419) is extended to January 27, 2025.
 - b. Plaintiffs' Response in Opposition to Sparks' Motion for a Protective Order and/or Motion to Quash (ECF 469) is extended to January 31, 2025.
 - c. Defendant Sparks's Reply in Support of his Motion for a Protective Order and/or Motion to Quash is extended to February 7, 2025.
 - d. Defendant City of Johnson City Responses to Plaintiffs' Sixth Set of Interrogatories and Twelfth Set of Requests for Production are extended to January 31, 2025.
 - e. Parties disclosure of expert testimony is extended to February 3, 2025 and rebuttal expert testimony is extended to March 3, 2025.
 - f. The matter will be otherwise stayed for 21 days.
2. The Parties are to file a status report no later than January 21, 2025, advising on the status of the settlement and proposal for revised case deadlines as appropriate based on that status.

IT IS SO ORDERED.

Date: _____

By: _____
District Judge Travis R. McDonough
or Magistrate Judge Jill E. McCook

CERTIFICATE OF SERVICE

I HEREBY certify that a copy of the foregoing has been filed and served via the court's electronic filing system on January 3, 2025 to counsel of record:

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/s Julie C. Erickson
Julie C. Erickson